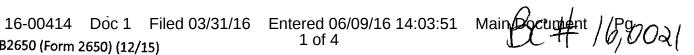
B2650 (Form 2650) (12/15)



United States Bankruptcy Court District Of ARIZONA

I		
	re WHISPERING WINDS PROPERTY LLC	2:08-bk-15620-RJH
	AND DAN WISE Debtor	Case No. 2:08-bk-15625-RJH jointly administered
	MAUREEN GAUGHAN, Trustee, to SM FINANCIAL SERVICES CORPORATION,	Chapter 7
	Assignee Plaintiff)	
	V. HARRY BANK, ET AL	2•10-20-02150-D TH
	Defendant)	Adv. Proc. No. 2:10-ap-02150-RJH
	CERTIFICATION OF JUDGE REGISTRATION IN ANOTH	ER DISTRICT
an	I, clerk of the United States Bankruptcy Court, do	certify that the attached judgment is a true
it	d correct copy of the original judgment entered in this pappears in the records of this court, and that:	
	The state of the s	(date)
	No notice of appeal from this judgment has been filed. Federal Rule of Civil Procedure 60, as made appeal Procedure 9024, has been filed. No notice of appeal from this judgment has been filed. Federal Rule of Civil Procedure 60, as made appear Procedure 9024, have been disposed of the latest order.	licable by Federal Rule of Bankruptcy
	(date) An appeal was taken from this judgment, and the judgment,	dgment was affirmed by mandate of the
	(date) An appeal was taken from this judgment, and the judgment,	er disposing of such a motion having been
	An appeal was taken from this judgment, and the judgment, and the judgment.	disposing of such a motion having been disposing of such a motion having been disposed by mandate of the study of the stud
	An appeal was taken from this judgment, and the judgment is (name of court)	disposing of such a motion having been disposing of such a motion having been disposed by mandate of the study of the stud

2 9174S HEREBY ADJUDGED and DECREED this is SO

ORDERED.
The party obtaining this order is responsible for noticing it pursuant to Local Rule 9022-1.



	Dated: February 15, 2011		
1 2	Daniel P. Collins (State Bar Id No. 009055) Theodore P. Witthoft (State Bar Id No. 021632) Patrick T. Derksen (State Bar Id No. 023178)	Randoph J. Hainer	
3	COLLINS, MAY, POTENZA, BARAN & GILL 201 North Central Avenue, 22 nd Floor	ESPIE, F RANDOLPH J. HAINES U.S. Bankruptcy Judge	
4	Phoenix, Arizona 85004-0022 Telephone: (602) 252-1900 Facsimile: (602) 252-1114		
5 6	Email: dcollins@cmpbglaw.com Email: twitthoft@cmpbglaw.com Email: pderksen@cmpbglaw.com		
7	Attorneys for Chapter 7 Trustee, Maureen Gaughan		
8	UNITED STATES BANKRUPTCY COURT		
9	DISTRICT OF ARIZONA		
10	In re:	Chapter 7	
11 12	WHISPERING WINDS PROPERTIES, L.L.C. AND DAN WISE,	Case No. 2:08-bk-15620-RJH Case No. 2:08-bk-15625-RJH (Jointly Administered)	
13	Debtors.	Adversary No. 2:10-ap-02150-RJH	
14 15 16 17	MAUREEN GAUGHAN, Trustee, Plaintiff,	DEFAULT JUDGMENT AGAINST LAWRENCE J. CHENIER, JR., JANE DOE CHENIER, SAGALL, LLC, JONATHAN WEISS and JANE DOE WEISS	
18	v	1 HEREBY CERTIFY THAT THE ANNEXED INSTRUMENT	
19	HARRY BANK and JANE DOE BANK; LAWRENCE J. CHENIER, JR. and JANE	ON FILE IN THE OFFICE OF THE BANKRUPTCY CLERK	
20	DOE CHENIER; RICHARD G. HEIMAN and	DATED 5/15/10 KILLE BURNE	
21 22	JANE DOE HEIMAN; ERICKA KLEIN and) JOHN DOE KLEIN; SAGALL, LLC; a	AUTHORIZED DEPUTY CLERK	
23	Delaware limited liability company; TUSHAR (K. DESAI and JANE DOE DESAI; and		
24	JONATHAN WEISS AND JANE DOE WEISS;		
25 26	Defendants.		
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Maureen Gaughan, the plaintiff and Chapter 7 trustee of the Whisperings Winds
Properties, LLC and Dan Wise bankruptcy cases (hereinafter "Plaintiff" or "Trustee"), having
filed her Application for Entry of Default against Defendants Lawrence J. Chenier, Jr. and Jane
Doe Chenier, husband and wife, Sagall, LLC, a Delaware limited liability company, and
Jonathan Weiss and Jane Doe Weiss, husband and wife (collectively, "Defendants"); the
Defendants being neither infant nor incompetent; the Defendants having been properly served
pursuant to Rule 7004(b)(3) of the Federal Rules of Bankruptcy Procedure; the statutory time
within which to plead or otherwise defend and the Defendants having failed to do so; the Clerk
of the Court having duly entered the default against the Defendants; the Complaint having set
forth facts sufficient to support the claim for relief, and good cause appearing, it is:

ORDERED, ADJUDGED, AND DECREED granting Judgment by default against Lawrence J. Chenier, Jr. and Jane Doe Chenier, husband and wife, Sagall, LLC, a Delaware limited liability company, and Jonathan Weiss and Jane Doe Weiss, husband and wife, in favor of the Plaintiff as follows:

- A. Entering monetary judgment against Lawrence J. Chenier, Jr. and Jane Doe Chenier, jointly and severally, in the amount of \$3,438,682.00, pursuant to 11 U.S.C. § 550;
- B. Entering monetary judgment against Sagall, LLC, a Delaware limited liability company, in the amount of \$20,000.00, pursuant to 11 U.S.C. § 550;
- C. Entering monetary judgment against Jonathan Weiss and Jane Doe Weiss, jointly and severally, in the amount of \$32,375.00, pursuant to 11 U.S.C. § 550;
- D. Avoiding the Lawrence Chenier Transfers (as defined in the Complaint), the Sagal Transfers (as defined in the Complaint) and the Weiss Transfers (as defined in the Complaint), pursuant to 11 U.S.C. § 548, 11 U.S.C. § 544(b) and A.R.S. § 44-1004(A)(1);
- E. Each Defendant's respective monetary judgment shall accrue interest at the rate proscribed at 28 U.S.C. § 1961, from the date of the entry of this Judgment until paid in full;

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F. Plaintiff may record this Judgment in any appropriate county recorder's office; and

G. This Judgment is a final Judgment which can be enforced and relied upon according to its terms, and this Court hereby determines that, in accordance with Rule 54(b) of the Federal Rules of Civil Procedure and Bankruptcy Rule 7054, there is no just reason for delay in the entry of this Judgment and this Court expressly directs this Judgment shall be entered immediately and shall be and hereby is a final Judgment of this Court.

SIGNED AND DATED ABOVE.